

# BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

TELEPHONE: (303) 740-1980

INTELLECTUAL PROPERTY LAW  
12400 WILSHIRE BOULEVARD, 7TH FLOOR  
LOS ANGELES, CA 90025

FACSIMILE: (303) 740-6962

RECEIVED  
CENTRAL FAX CENTER

## FACSIMILE COVER SHEET

AUG 14 2006

Deliver to: Kevin Michael Burd, USPTO Art Group: 2631  
Facsimile No.: (571) 273-8300 Date: August 14, 2006  
From: Ashley R. Ott, Reg. No. 55,515  
Our Docket No.: 42390P11872 Number of pages 3 including this sheet.  
Application No.: 09/856,807 Filing Date: 9/21/2001  
Docket Due Date(s): 8/22/2006

Enclosed are the following documents:

- |  |  |
|--|--|
| <input type="checkbox"/> Amendment: _____ ( ____ pgs)              | <input type="checkbox"/> Issue Fee Transmittal   |
| <input type="checkbox"/> Appeal Brief ( ____ pgs)                  | <input type="checkbox"/> Notice of Appeal  |
| <input type="checkbox"/> Application: _____                        | <input type="checkbox"/> Petition for: _____   |
| ( ____ pgs) w/cover & abstract                                     | <input checked="" type="checkbox"/> Request for Continued Examination (RCE) (in duplicate) |
| <input type="checkbox"/> Assignment & Cover Sheet ( ____ pgs)      | <input type="checkbox"/> Reply Brief ( ____ pgs)   |
| <input checked="" type="checkbox"/> Certificate of Facsimile _____ | <input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i)              |
| <input type="checkbox"/> Continued Prosecution Application (CPA)   | <input type="checkbox"/> Request to Rescind Previous Nonpublication Request                |
| <input type="checkbox"/> Declaration & POA ( ____ pgs)             | <input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter          |
| <input type="checkbox"/> Drawings: ____ sheets, ____ figures       | <input type="checkbox"/> Response to Written Opinion ( ____ pgs)                           |
| <input type="checkbox"/> Extension of Time: _____                  | <input type="checkbox"/> Terminal Disclaimer   |
| <input type="checkbox"/> Fee Transmittal (In duplicate)            | <input type="checkbox"/> Transmittal of Publication Fee Due                                |
| <input type="checkbox"/> IDS & PTO/SB/08 ( ____ pgs)               | <input type="checkbox"/> Transmittal Letter  |
| <input type="checkbox"/> Other _____                               |  |

### CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)

I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office.

Pat Sullivan  
Pat Sullivan

8/14/2006

Date

**Confidentiality Note:** The documents accompanying this facsimile transmission contain information from the law firm of Blakely, Sokoloff, Taylor & Zafman which is confidential or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

If you do not receive all the pages, or if there is any difficulty in receiving, please call: (303) 740-1980 and ask for Pat Sullivan.

RECEIVED  
CENTRAL FAX CENTER

002

AUG 14 2006

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. 1450  
Alexandria, VA 22313-1450

Application No.	09/856,807
Filing Date	September 21, 2001
First Named Inventor	Niels Christian Finseth
Art Unit	2631
Examiner Name	Kevin Michael Burd
Attorney Docket Number	42390P11872

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on July 24, 2006
- ii. ☐ Other \_\_\_\_\_
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-2666. I have enclosed a duplicate copy of this sheet.
- i. ☒ RCE fee required under 37 CFR 1.17(e) and any additional claims fee(s)
- ii. ☐ Extension of time fee (37 CFR 1.138 and 1.17)
- iii. ☐ Other: (\$00) \_\_\_\_\_
- b. ☐ Check in the amount of \$790.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)
- WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Ashley R. Ott	Registration No. (Attorney/Agent)	55,515
Signature	<i>Ashley R. Ott</i>	Date	August 14, 2006

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office.

August 14, 2006

Name (Print/Type)	Pat Sullivan	Date	August 14, 2006
Signature	<i>Pat Sullivan</i>		

Based on PTO/SB/20 (04-05) as modified by Blakely, Sokoloff, Taylor & Zelman (vtr) 11/30/2006.  
SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

AUG 14 2006

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. 1450  
Alexandria, VA 22313-1450

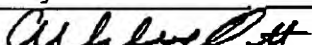
Application No.	09/856,807
Filing Date	September 21, 2001
First Named Inventor	Niels Christian Finseth
Art Unit	2631
Examiner Name	Kevin Michael Burd
Attorney Docket Number	42390P11872

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

- Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
  - ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on July 24, 2006
    - ☐ Other \_\_\_\_\_
  - ☐ Enclosed
    - ☐ Amendment/Reply
    - ☐ Affidavit(s)/Declaration(s)
  - ☐ Information Disclosure Statement (IDS)
  - ☐ Other \_\_\_\_\_
- Miscellaneous**
  - ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
  - ☐ Other \_\_\_\_\_
- Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
  - ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-2666. I have enclosed a duplicate copy of this sheet.
    - ☒ RCE fee required under 37 CFR 1.17(e) and any additional claims fee(s)
    - ☐ Extension of time fee (37 CFR 1.136 and 1.17)
    - ☐ Other: (\$00)
  - ☐ Check in the amount of \$790.00 enclosed
  - ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**


## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Ashley R. Ott	Registration No. (Attorney/Agent)	55,515
Signature		Date	August 14, 2006

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office.

August 14, 2006

Name (Print/Type)	Pat Sullivan	Date	August 14, 2006
Signature			

Based on PTO/SB/30 (04-05) as modified by Blackly, Salokoff, Taylor & Zelman (w/11/30/2005).  
SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450